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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/826,121	04/04/2001	Andy Ming Lee	075.0001	2317
7470	7590	11/07/2005	EXAMINER	
WHITE & CASE LLP PATENT DEPARTMENT 1155 AVENUE OF THE AMERICAS NEW YORK, NY 10036			CORRIELUS, JEAN M	
			ART UNIT	PAPER NUMBER
			2162	

DATE MAILED: 11/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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09/826, 121

EXAMINER	
Jean	Corrielus
ART UNIT	PAPER

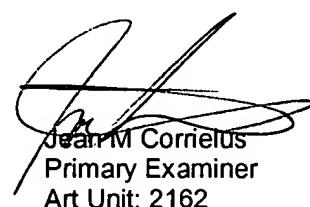
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Commissioner for Patents

The 1.131 Affidavit and Declaration filed on September 6, 2005 have been considered as to the merits. However, the Applicants have not provided the listing of files as substantial evidence to support such allegation set forth in the applicants remark statements. The applicants, for instance, states that the code contained in the files listed in Exhibit 2, when placed in a properly configured system comprises an operational embodiment of the present invention, wherein the step of "generating a customer database, including customer records, wherein each customer record tracks a customer," (claims 1, 15 and 29) is supported by Exhibit 2 as 'CustForm.asp.' Such "CustForm.asp." file has not submitted as evidence to support the allegation that the above mapping correspondence of the claimed feature. Applicant is advised to provide the listings of files as substantial evidence in order to fully consider the early filing date of the listing of files, November 10, 2000. Applicants should duly note that Takae et al., US Patent Application Publication, 2002/0040325 A1, has a priority date of October 4, 2000, in which the final office action was relied upon. A copy of the translation of the foreign application document is hereby provided for further consideration.



Jean M Corrielus
Primary Examiner
Art Unit: 2162